8551010/2024/ADMN-DI&DSA-FIN01

GOVERNMENT OF ANDHRA RPADESH
ABSTRACT

Public Servants – Finance Department - Allegations of corruption against Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Office, State Audit, Srikakulam, Srikakulam District - Trapped on 18.06.2022 - Prosecution Sanctioned - Orders – Issued.

FINANCE (ADMN.III-DI&DSA) DEPARTMENT

G.O.Ms.No.9 Date:14-02-2024

O R D E R:-

Whereas, Sri Nanda Syam Prasad S/o late Bhoja Raju, age 44 years, Senior Auditor (Special Cell), O/o District Audit Office, State Audit, Srikakulam District, worked as such from 08.09.2021 to 18.06.2022. By virtue of the post held by him, he falls within the category of Public Servant as defined under section 2 (C) of Prevention of Corruption (Amendment) Act, 2018 (As amended by Act 16 of 2018).

2. And Whereas, the summary allegations against Sri Nanda Syam Prasad S/o late Bhoja Raju, age 44 years, Senior Auditor (Special Cell), O/o District Audit Office, State Audit, Srikakulam District., are that Sri Palli Thavitayya is a native of Srimukhalingam village, Jalumuru Mandal of Srikakulam District. His father worked as VRA, Srimukhalingam and while in service died on 8.12.2021. As such, gratuity is due to receive. The MRO, Jalumuru sanctioned gratuity, issued an order on the name of his mother and sent the order together with connected papers to District Audit Office, Srikakulam. Later, he met Kiran, Junior Assistant in the O/o MRO, Jalumuru and when enquired about the issue, Kiran informed him that Syam Prasad, Senior Auditor in District Audit Office will look into the work. Upon which, he met Syam Prasad, Senior Auditor at District Audit Office in the month of May. Syam Prasad informed him that gratuity doesn't come in the name of his mother alone, that every member in the family will get the equal share. Then he informed Senior Auditor that he and his mother are in the family. On that, Syam Prasad asked him to bring sanction order on the names of himself and his mother from MRO, Jalumuru to get equal shares, so that he would process the work. While so, on 02.06.2022 morning, around 10.18 hours, he contacted Syam Prasad from his cell phone No. 7337015035 to the cell phone No. 8247800881 of Syam Prasad and requested to do the work. Upon which, Syam Prasad asked him to bring orders of MRO and connected papers, as if the gratuity is sanctioned with equal shares on the names of himself and his mother, as was told in the past and also asked him to bring an amount of Rs.12,000/- towards bribe. He pleaded his inability to give that much amount. But Syam Prasad did not convince and insisted to bring the bribe amount so that he will do the work. Later, he went to the office of Syam Prasad on 15.6.2022 around 16.00 hours along with gratuity sanction order issued in the O/o MRO, Jalumuru in the name of himself and his mother. But Syam Prasad was not in the office. He waited there for a while and later, when he contacted Syam Prasad, Syam Prasad asked him to come to RTC Complex, Srikakulam. Accordingly, he went to RTC Complex around 5.30 pm and there, Syam Prasad took three sets of papers from him and asked him whether he brought the bribe amount or not?. He told Syam Prasad that he had Rs.2000/- only and Syam took Rs.2000/- by demand. Syam Prasad further asked him to bring the remaining bribe amount of Rs.10,000/- Friday i.e. on 17.6.2022. On 16.6.2022 morning, he met Syam Prasad at his office and told him that he will not bring the bribe amount on 17.6.2022. Then Syam Prasad asked him to bring the bribe amount in two or three days. He recorded the voice conversation of Syam Prasad in his cell phone. He copied the voice record in to memory card and he will submit the same in due course. Since the complainant is not willing to pay bribe amount to Syam Prasad, Senior Auditor, District Audit Office (State Audit), Srikakulam. The Complainant approached to the ACB office, Srikakulam on 17.06.2022 at 10.00 hrs and lodged a written complaint with DSP, ACB, Srikakulam Range to take necessary action against Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Office, State Audit, Srikakulam District for demanding bribe amount for process the gratuity file of the complainant while receiving the bribe of Rs.10,000/- from him.

(P.T.O.)

3. And Whereas, after observing due procedure, the DSP, ACB, Srikakulam Range registered the complaint of Sri Palli Thavitayya as a case in Cr. No. 03/RCT-ACB/SKL/2022 U/s 7(a) of Prevention of Corruption (amendment) Act, 2018 against Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Office, State Audit, Srikakulam District on 18.06.2022 at 06.30 hrs and made all arrangements for laying trap.

4. And whereas, during the course of trap on 18.06.2022 at 12.55 hrs, Sri Nanda Syam Prasad S/o late Bhoja Raju, age 44 years, Senior Auditor (Special Cell), O/o District Audit Office, State Audit, Srikakulam District was trapped in front of the slabbed house of Sri Palakonda Suryanarayana in Nagasapu street, Illisipuram, Srikakulam Town while he further demanded and accepted the bribe amount of Rs. 10,000/- from the complainant Sri Palli Thavitayya to perform public duty by abusing his official position i.e. to process the Gratuity Authorization of the deceased father of the complainant. Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Office, State Audit, Srikakulam District received the tainted amount from the complainant with his right hand counted with both hands and kept the amount in the cloth bag with label RK Store, Srikakulam hanged to his motor bike and assured Sri Tavitayya that he would look after the process of gratuity authorization at an early date. The tainted amount was recovered from the cloth bag with label RK Store, Srikakulam hanged to motorbike of Sri Nanda Syam Prasad. On the instructions of DSP, the mediators compared the serial numbers and denominations of currency notes were found tallied with the serial numbers and denominations of currency notes during pre-trap proceedings. The chemical tests conducted on both hands fingers of Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Office, State Audit Department, Srikakulam District and inner linings of cloth bag with label RK Store, Srikakulam of Sri Nanda Syam Prasad were yielded positive result. The DSP, ACB, Srikakulam Range, seized the tainted cash of Rs. 10,000/-, and resultant solutions. Later DSP seized connected files from the almyrah of Sri Nanda Syam Prasad at his office in the presence of mediators, under the cover of Mediators report-II. The DSP also examined witnesses and prepared rough sketch of scene of offence.

5. And whereas, the above mentioned acts of Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Officer, State Audit, Srikakulam District constitute the offences punishable U/s 7 (a) of Prevention of Corruption (Amendment) Act, 2018 (As amended by act 16 of 2018).

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Officer, State Audit, Srikakulam District from Government Service after fully and carefully examining the material placed (i.e. copies of FIR, pre and post trap proceedings, Statements of witnesses, Madeup file and Final Report of DG, ACB, etc..), before the government, with regard to the said allegations and having regard to the circumstances of the case, considered that the said Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Officer, State Audit, Srikakulam District should be prosecuted in a Court of Law for the above said offence.

7. Now, therefore, in exercise of the powers, conferred under Clause (b) of Sub-Section (1) of Section 9 of the Prevention of Corruption(Amendment) Act, 2018, the Government of Andhra Pradesh hereby accorded sanction for prosecution of Sri Nanda Syam Prasad, Senior Auditor (Special Cell), O/o District Audit Officer, State Audit, Srikakulam District for the above said offence punishable under Sections 7(a) of Prevention of Corruption (Amendment) Act, 2018 (As amended by act 16 of 2018) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offence by a court of law having competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.V.V. SATYANARAYANA
SECRETARY TO GOVERNMENT (B&IF)

To
The Director General, Anti-Corruption Bureau, AP, Vijayawada.
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